

RECORD OF  
COMMUNICATION PHONE CALL  DISCUSSION  FIELD TRIP OTHER (SPECIFY)

(Record of item checked above)

10951510

ROGER BLAIR  
KY SOLID WASTE

SUBJECT

VALLEY OF DRUMS

FROM: JOHN DICKINSON  
HAZ. WASTEDATE  
8-30-79  
TIME  
2 PMSite: A.L. Taylor  
Break: 2:15  
Other:

## SUMMARY OF COMMUNICATION

ROGER IS HEAD OF NEW TASK FORCE APPOINTED BY SECTY. HARSCHER TO DEVELOP clean-up plan for Valley. I told Roger EPA's position on the empty drums was as follows (Wilson had asked if EPA would approve or concur with the state on using Smith's landfill, for example, for disposal of empty drums):

- ANALYSES OF PIT SAMPLES and run-off samples confirm that the drums contained some materials which would be classified as hazardous by DOT Regulations. Therefore, under proposed hazardous waste regulations these empty containers would be a hazardous waste unless they were triple rinsed (see 40 CFR 250.14(a)). The only other way to determine that the drums and debris are not hazardous (& thus could go to a sanitary landfill such as Smith's) would be to take a representative sample & run the extraction procedure on it and check the extract for toxicity, organics & mutagenicity (see 40 CFR 250.15). If the extract "passed" these tests, the waste would not be hazardous per our proposed regulations. Please note that EPA

CONCLUSIONS, ACTION TAKEN OR REQUIRED  
proposed revisions to 3001 in Aug. 22 Federal Register

- OBTAINING a representative sample of the debris & empty drums will be very difficult. Suggestions are solicited from those receiving copies of this record.

- The above approach is the only technically defensible approach although it appears to be impractical. We

INFORMATION COPIES MUST be able to defend our decisions on these sites.  
TO:

- OF COURSE THE DRUMS can be considered hazardous and sent to a secure disposal site as was done in the case of the "farm" clean-up residue. **000169**

CPIES: ROGER BLAIR, SCARBROUGH, JACK WILSON, AL SMITH  
TURNIPSEED